

STATE OF ILLINOIS

ILLINOIS COMMERCE COMMISSION

Illinois Commerce Commission

On Its Own Motion

-vs-

FaxSav Incorporated

Citation for failure to file Annual Report

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02-0073

PROPOSED ORDER

By the Commission:

On January 24, 2002, the Illinois Commerce Commission ("Commission") entered an Order citing FaxSav Incorporated ("Respondent") for failure to file its 2000 Annual Report. The Order directed Respondent to appear at a hearing in Springfield, Illinois on February 22, 2002 to show cause why the Commission should not rescind its certificate or take other action. A Staff Report dated December 31, 2001 recounts that Respondent failed to file its Annual Report by April 2, 2001, as required by Section 5-109 of the Public Utilities Act and 83 Ill. Adm. Code 210.

This matter came on for hearing before a duly authorized Administrative Law Judge at the designated time and place. Respondent did not appear. Counsel for Commission Staff appeared and recommended that Respondent's certificate be revoked for failure to file its 2000 Annual Report. The record was marked "Heard and Taken."

The Commission, having reviewed the entire record, finds that the certificate granted to Respondent should be cancelled and revoked.

IT IS THEREFORE ORDERED by the Illinois Commerce Commission that the certificate of service authority granted to FaxSav Incorporated is hereby cancelled and revoked.

IT IS FURTHER ORDERED that resolution of this citation proceeding does not relieve Respondent from the requirements of the Public Utilities Act to file annual reports or to pay any penalty for failure to do so.

IT IS FURTHER ORDERED that subject to the provisions of Section 10-113 of the Public Utilities Act and 83 Ill. Adm. Code 200.880, this Order is final; it is not subject to the Administrative Review Law.

DATED: March 12, 2002

Briefs on Exceptions must be received by March 25, 2002.

Briefs in Reply to Exceptions must be received by April 1, 2002.

Administrative Law Judge



# ILLINOIS COMMERCE COMMISSION

March 12, 2002

ILLINOIS COMMERCE COMMISSION :

On Its Own Motion :

-VS- :

FaxSav Incorporation :

02-0073

Citation for failure to file Annual Report. :

Document Processor  
C T Corporation System  
FaxSav Incorporation  
208 S. LaSalle St.  
Chicago IL 60604

Peter Macaluso  
Chief Financial Officer  
FaxSav Incorporation  
399 Thornall St.  
Edison NJ 08837

Dear Sir/Madam:

Attached is a copy of the Proposed Order in the above matter. It is being sent to you pursuant to Section 200.820 of the Commission's Rules of Practice (83 Ill. Adm. Code 200.820).

Under Section 200.830 of the Rules, exceptions to the Proposed Order and replies thereto may be filed by the parties within the time periods established by the rule or such other times as fixed by the Administrative Law Judge. The dates for filing exceptions and replies are fixed at March 25, 2002, and April 1, 2002, respectively.

The parties are reminded that pursuant to 83 Ill. Adm. Code 200.830 (b), substitute language is required to be included with exceptions when exception is taken as to a statement or finding of fact in the proposed order. Briefs on exceptions not including such language shall be stricken.

Sincerely,

Donna M. Caton  
Chief Clerk

cp  
Administrative Law Judge Rogers

cc: Conrad Rubinkowski, Illinois Commerce Commission, Office of General Counsel,  
527 E. Capitol Ave., Springfield, IL 62701